

Amendment No. 1 to HB0038

White
Signature of Sponsor

AMEND Senate Bill No. 496

House Bill No. 38*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-1-302(d)(2)(B)(vii), is amended by deleting the language "For teachers without access to individual growth data representative of student growth" and substituting instead "For teachers in grades three through twelve (3-12) without access to individual growth data representative of student growth".

SECTION 2. Tennessee Code Annotated, Section 49-1-302(d)(2)(B), is amended by deleting subdivision (ix) and substituting instead the following:

Beginning with the 2020-2021 school year, in order to provide individual growth scores to teachers in grades three through twelve (3-12) who teach in a non-tested subject, LEAs may use at least one (1) appropriate alternative growth model that has been approved by the state board of education.

SECTION 3. Tennessee Code Annotated, Section 49-1-302(d)(2)(B)(x), is amended by deleting the language "grade levels and".

SECTION 4. Tennessee Code Annotated, Section 49-1-302(d)(2), is amended by adding the following as a new subdivision:

(F) Beginning with the 2020-2021 school year, for teachers in pre-kindergarten through grade two (pre-K-2), sixty percent (60%) of the evaluation criteria must be composed of classroom or position observation results pursuant to subdivision (d)(2)(C). The remaining forty percent (40%) of the evaluation criteria must be based on other measures of student achievement selected from the list of measures developed and adopted pursuant to subdivision (d)(2)(B)(iii).

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SECTION 5. Tennessee Code Annotated, Section 49-6-105, is amended by deleting subsections (e), (f), and (g) and substituting instead the following:

(e) Pre-kindergarten and kindergarten teachers employed in an LEA that receives pre-kindergarten program approval under §§ 49-6-103 - 49-6-110 must be evaluated according to § 49-1-302(d)(2)(F).

SECTION 6. Tennessee Code Annotated, Section 49-6-6002, is amended by deleting subsection (a) and substituting instead the following:

(a)

(1) The state shall not mandate any test, assessment, or evaluation of students in pre-kindergarten through grade two (pre-K-2) for purposes of measuring the performance, growth, or achievement of a teacher or student in pre-kindergarten through grade two (pre-K-2).

(2) Notwithstanding subdivision (a)(1), the state may require a test, assessment, or evaluation necessary for compliance with the Individuals with Disabilities Education Act (20 U.S.C. § 1400, et seq.), to screen students for dyslexia under § 49-1-229, to assess English language learners, to implement RTI², as defined in § 49-1-229, or to assess the reading proficiency of students in pre-kindergarten through grade two (pre-K-2).

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to teacher evaluations conducted in the 2020-2021 school year and each school year thereafter.